

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 21806 of 2022**

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THAKARADA SATISHBHAI GOVINDBHAI THROUGH THAKARDA
KIRITBHAI GOVINDBHAI

Versus
STATE OF GUJARAT

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Appearance:

MS. USHA S SHILU(10003) for the Petitioner(s) No. 1
for the Respondent(s) No. 2,3

MS MEGHA CHITALIYA, ASST. GOVERNMENT PLEADER/PP for the
Respondent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE S.H.VORA

and

HONOURABLE MR. JUSTICE RAJENDRA M. SAREEN

Date : 21/10/2022

ORAL ORDER

(PER : HONOURABLE MR. JUSTICE S.H.VORA)

Learned AGP produces on record communication dated 20.10.2022 before this Court received from Bapod Police Station, whereby it is communicated to the office of the Government Pleader that neither any proposal is received nor any detention order has been passed against the petitioner with regard to the FIR/s described in para 2 of the petition. The said communication is ordered to be taken on record. Under the circumstances, learned advocate for the petitioner seeks permission to withdraw the present petition at this stage. Permission is granted. The petition stands disposed of as withdrawn.

It is clarified that the detaining authority shall not detain the petitioner under the PASA Act on account of FIR/s as mentioned in the aforesaid communication, as also described in the petition, as aforesaid. However, the competent authority is at liberty to initiate proceeding under the PASA Act against the petitioner in respect of other offences, if any, registered and incriminating materials found and made available after the disposal of present petition.

(S.H.VORA, J)

SHEKHAR P. BARVE

(RAJENDRA M. SAREEN,J)